

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:

Examiner: Erma C. Cameron

Eugene T. Michal

Art Unit: 1792

Serial No: 09/918,365

Confirmation No.: 1073

Filed: July 30, 2001

For: AN IMPLANTABLE MEDICAL
DEVICE INCLUDING A
COVALENTLY IMMOBILIZED
ANTI-THROMBOGENIC
MATERIAL

DECLARATION UNDER 37 CFR § 1.132

I, Christopher J. Buchko, declare as follows:

1. I am a joint inventor in the application identified above, which was filed on July 30, 2001.
2. I have read and understand US Patent No. 6,541,116, of which I am a joint inventor.
3. I conceived of or invented, or jointly invented the subject matter of claims 11, 16, 17 and 18 in the application identified above which was disclosed but not claimed in US Patent No. 6,541,116 and relied on in the rejection cited in the office action dated July 31, 2008.
4. I conceived of or invented the subject matter as defined in Col. 4, ll. 36-44 of US Patent No. 6,541,116 in the United States.

5. I further declare that all statements made herein of our own knowledge are true and that all statements made upon information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Executed at *Chicago, Illinois* on this 21ST day of December, 2008.

By 
Christopher J. Buchko